

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Alexandria Division**

**In re:**

**KATHIUSKA I. RAMIREZ,**  
  
**Debtor.**

**Case No.19-13447-KHK**

**Chapter 7**

**UNITED STATES TRUSTEE'S MOTION TO EXTEND DEADLINE  
FOR OBJECTIONS TO DISCHARGE OR DISCHARGEABILITY OF DEBTS**

Comes Now, John P. Fitzgerald, III, Acting United States Trustee for Region Four, and, pursuant to Bankruptcy Rules 4004(a) and (b), hereby requests an extension of time to file a complaint objecting to the discharge of the debtor pursuant to 11 U.S.C. § 727 and challenge the dischargeability of certain debts. In support of his motion the Acting United States Trustee states the following:

1. The Debtor commenced this proceeding by filing a petition for relief under Chapter 7 of the Bankruptcy Code on October 21, 2019. [*Docket Entry #1*]
2. Along with the voluntary petition, the Debtor filed his Individual Schedule(s) and/or Statement(s), Lists. The Debtor signed each of the documents under penalty of perjury. [*Id at 34 and 41*].
3. Janet Meiburger was appointed the interim chapter 7 trustee and a 341(a) Meeting of Creditors (“Meeting of Creditors”) was set for and concluded on November 21, 2019. She remains the chapter 7 trustee. [*Docket Entry #4*]
4. Pursuant to Bankruptcy Rule 4004(a), the deadline for a party wishing to object to the Debtor’s discharge or challenge dischargeability of certain debts is (60) days from the first date

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set for the Meeting Of Creditors. The deadline in this case is **January 21, 2020**. [*Docket entry #4*]

5. Bankruptcy Rule 4004(b) provides that this deadline may be extended for cause upon the request of any party in interest after hearing and notice, and prior to the expiration of the objection period.

6. The United States Trustee requests that the deadline for any party to object to the Debtor's discharge or dischargeability of certain debt be extended 90 days, through and including April 20, 2020.

7. The United States Trustee has received information regarding the veracity of the schedules and statements filed by the Debtor which warrants further investigation and review.

8. The United States Trustee requests additional time so that he can complete his investigation of the circumstances in this case, which will enable him to determine whether filing a complaint objecting to discharge is warranted in this case.

9. Extensions of time for objecting to discharge should be granted liberally absent a clear showing of bad faith on the part of the party requesting the extension. *In re Kellogg*, 41 B.R. 836, 838 (Bankr. W.D. OK 1984).

10. In addition, the granting of the requested extension will not prejudice the debtor in any way and will not impede the efficient administration of the case. *In re Knobel*, 54 B.R. 458, 461 (Bankr. D. Col. 1985)(extension of time to object to debtor's discharge granted where extension requested by creditor was not made in bad faith, the delay as a result of the extension is insubstantial and would not adversely affect the administration of the case, and the extension would not result in any prejudice to the debtor).

WHEREFORE, THE UNITED STATES TRUSTEE MOVES THE COURT TO:

1. Extend the deadline for objecting to discharge of the Debtor or challenging dischargeability of debts for 90 days, through and including *April 20, 2020*;
2. Grant such further relief as the Court may deem just and fair.

January 16, 2020

JOHN P. FITZGERALD, III  
ACTING U.S. TRUSTEE, REGION 4

By: /s/ Joseph A. Guzinski  
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CERTIFICATE OF SERVICE

I hereby certify that on January 16, 2020, I electronically filed the foregoing motion to extend time with the Clerk of the Court and transmitted a true and correct copy of said documents electronically through the electronic case filing system or by first class United States mail, postage prepaid to the following:

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Reston, VA 20191  
*Debtor*

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*Chapter 7 Trustee*

/s/ Paula Blades  
Paula Blades  
Paralegal Specialist